

William (Bill) D. Peterson, with  
300-Year SNF Disposal &  
3-Year Fuel & Deficit Recovery Plan,  
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**UNITED STATES DISTRICT COURT OF APPEALS**

**DISTRICT OF COLUMBIA CIRCUIT**

**333 Constitution Avenue, NW, Room 5523  
Washington, DC 20001-2866  
Phone: 202-216-7290 Facsimile: 202-219-8530**  
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William (Bill) D. Peterson, Engineer for  
300-Year SNF Disposal Solution &  
3-year Fuel and Economy Recovery Plan,  
Plaintiff

**NOTICE FOR DECISION**

vs.

Case No. 10-1007

United States of America  
Nuclear Regulatory Commission, et al.\*  
Atomic Safety and Licensing Board  
Defendant

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\* Spent Nuclear Fuel plan Defendant – Appellee parties are: NRC - Nuclear Regulatory Commission, DOE - Department of Energy, EPA - Environmental Protection Agency, NAS - National Academies of Science, and NEI - Nuclear Energy Institute.

\* Fuel and Economic recovery plan Defendant – Appellee parties are: DOC - Department of Commerce, DOL - Department of Labor, DOT - Department of the Treasury, FTC -Federal Trade Commission, and the TPCC - Trade Promotion Coordinating Committee

\* Other Federal Administrative parties of interest are: Former Nuclear Waste Negotiator, Idaho Congressman Richard Stallings, and President Barack Obama.

**NOTICE FOR DECISION**

1) Peterson works to do 300-year disposal of spent nuclear fuel (SNF) to enable building of a nuclear-electricity-hydrogen industry to replace use of oil, to provide a solution for end-of-oil, U.S. economic deficit, and imbalance of trade that is the cause of deficit, and to reduce CO2 emissions. 2) The EPA, DOE, and NRC Department of the U.S. Government have wrongly been requiring SNF

disposal by deep geological storage in Yucca Mountain (YM), which Peterson asserts is not a realistic and achievable SNF disposal solution. 2) Secretary of Energy Chu now concurs. 3) Peterson moves the Court so find this.

4) Peterson asserts that EPA with input from NAS has failed to rightly recommend an SNF disposal solution of the 300-year type proposed by Peterson, or any other type of solution which would include processing of the SNF, which could have been done, and should have been done according to a July 9<sup>th</sup>, 2004, order of this court in a matter of NEI v EPA, Court Case No. 01-1258, which was wrongly neglected and not implemented by the EPA. 5) Peterson moves that the defendant U.S. Government has admitted this. . Peterson moves the Court so find this.

6) Peterson asserts that to keep the United States economically liquid, the Congress has created an independent U.S. governmental department of the FED, which has the U.S. Government wrongly and unconstitutionally borrowing money from foreign nations, which activity has no provision to be done by the U.S. Constitution. . 7) Peterson moves the Court so find this.

8) The U.S. was initially established as a independent sovereign nation with provisions of internal taxation for funding the operations of its government. Borrowing from outside of the independent sovereign nation takes away its independence from foreign nations, so such borrowing would be unconstitutional. Peterson moves the Court so find this.

9) The Congress has allowed the whole of the United States constituency to:

10) *"maximize Americans' freedom of choice in product selection", ... "Finally, 11) the Congress does not support restraints on capital flows in and out of the United*

*States. 12) The Congress does not control balance of payments, 13) current accounts, 14) or even regulate the U.S. continued industrial development which is depending on freedom of capital flows across boundaries."*

15) Such commerce is irresponsible and has unconstitutionally put the sovereign independent U.S. into irresponsible debt and bondage to the rest of the World. 16) The Congressional allowed imbalance of trade and its associated deficit spending is not a constitutional activity. 17) In the U.S. Congress's allowing this it has failed to govern the U.S., which failure of the Congress has put all of the citizens of U.S. into to unconstitutional dependence and bondage to the rest of the world. 18) Peterson moves the Court so find this.

19) The Congress has within the U.S. Government created internal Departments including the EPA, DOE, NRC, and also the DOC, DOL, DOT, FTC, TPCC, and the FED to do the will mandated by the Congress, and to provide input back to the Congress to advance to the governing of the U.S.

20) It turns out that citizen Peterson work to dispose of SNF is a fix for energy, the economy, the environment, and the Global Nuclear Energy Policy.

21) The Congress is trying to deal with these issues individually. 22) It is not realistic to expect the Congress to be scientifically capable to handle the details of these issues. 23) Such details need to be dealt with by expertise that can be brought into the various Departments indicated, who can bring in help from the likes of NAS and nation's many universities.

24) Peterson moves the Court find for his 300-year SNF disposal solution and his 3-year plan for energy and economy independence.

25) Dated this 14<sup>th</sup> Day of April, 2010.

William (Bill) D. Peterson

## CERTIFICATE OF SERVICE

<sup>26)</sup> I certify that a true and correct copy of the foregoing PLEADING was sent to NRC Counsel Stephanie Liaw electronically sent by Email on Wednesday April 14, 2010 , and <sup>27)</sup> to NRC Clerk's office c/o Emile Julian, <sup>28)</sup> and them and the Clerk of the Appellate Court by U.S. Mail, first Class, mailed Monday, April 19, 2010.

William (Bill) D. Peterson

## Urgency

<sup>29)</sup> Peak oil is here. Here are the facts . . .

<sup>30)</sup> Peak oil is a global event. <sup>31)</sup> It's happening on a globe where approximately 85,000,000 (85 million) barrels of oil are consumed each day. <sup>32)</sup> Annually, that works out to over 31,000,000,000 (31 billion) barrels.

<sup>33)</sup> The United States consumes 19,500,000 (19.5 million) barrels per day <sup>34)</sup> or 7,117,500,000 (7.12 billion) barrels per year.

<sup>35)</sup> Now let's look at the maximum — the *maximum*, not the estimated recoverable oil — amount of reserves in these locales:

- <sup>36)</sup> ANWR - 21 billion barrels
- <sup>37)</sup> U.S. Offshore - 16 billion barrels

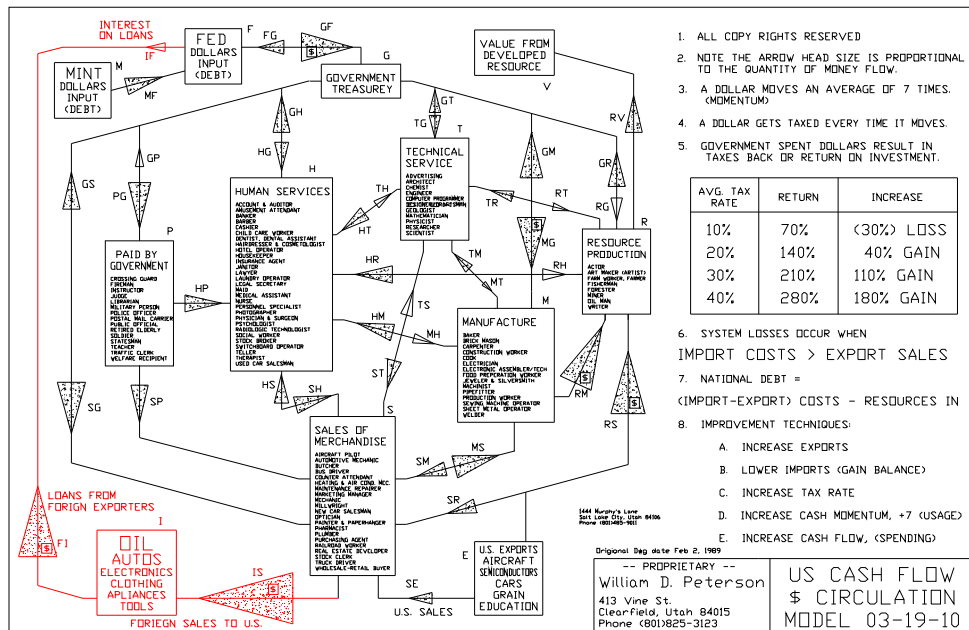
<sup>38)</sup> So we're looking at roughly 37 billion barrels at most. <sup>39)</sup> With a yearly consumption rate of 7.12 billion barrels, <sup>40)</sup> that gives us enough oil for just over five years... <sup>41)</sup> It's enough to supply the world for only one year.

<sup>42)</sup> You see the problem here?

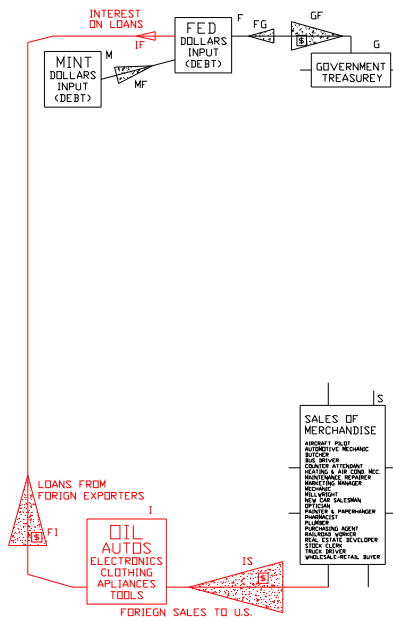
<sup>43)</sup> This Peak oil information is from Energy and Capital, April 14, 2010 Copyright © 2010

<sup>44)</sup> IMBALANCE OF U.S. TRADE IS U.S. DEFICIT !!!

<sup>45)</sup> When U.S. commerce with foreign nations gets much out of balance, it deficits all U.S. citizens. <sup>46)</sup> It puts all of us into great bondage for each one's share of the national debt. <sup>47)</sup> The individual share of debt burden takes away individual freedom and makes us subject to uncontrolled and extreme taxation, <sup>48)</sup> which we or fore fathers fought to escape from, it must be unconstitutional.



#### 49) U. S. \$ (dollar) Circulation



#### 50) U.S. Commerce \$ (money) Circulation is Impossible Economics

51) U.S. trade must balance. The U.S. exports its operating \$ (dollars) in exchange for Imported foreign goods, then borrows \$ back for operating capital.